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FROM : Sallye M. Rayford, Manager  
Correspondence & Mail Division

SUBJECT: Receipt of Papers and Fees File Under 37 CFR 1.10 By  
Express Mail

The filing date of \_\_\_\_\_ is the correct date. The date on the Express Mail label under 37 CFR 1.10 is \_\_\_\_\_. On that date the PTO was closed all day due to \_\_\_\_\_ adverse weather conditions (authorized by Office of Personnel Management) or a \_\_\_\_\_ normally scheduled Federal holiday within the District of Columbia. In accordance with 37 CFR 1.6 the papers have been stamped with the next succeeding day which is not a Saturday, Sunday or Federal holiday within the District of Columbia. The provision of 35 U.S.C. 21 (b) apply.

The papers were not stamped with the date on the certificate of mailing by Express Mail because the date on the certificate does not coincide with the date of deposit on the Express Mail label which the PTO takes as evidence of when the package was mailed.

Date on certificate of mailing by Express Mail is 1/21/91.

Date on Express Mail label is Post Office In date 1/21/91.

Date of receipt in PTO is 1/22/91.

Therefore, the filing date is 1/22/91.

The papers are not entitled to the benefits of 37 CFR 1.10 because:

We can not give any dates under the Post Office In date Holiday or weekends dates.

SIGNED: M.A.Batic

DATE : 1/23/91